



DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING SYSTEMS COMMAND, HAWAII
400 MARSHALL ROAD
JBPHH, HAWAII 96860-3139

5720
Ser 00/00335
10 Aug 2023

Ms. Susan Chang
91-1313 Ipuolono Street
Ewa Beach, HI 96706

Dear Ms. Chang:

SUBJECT: FOIA REQUEST (DON-NAVY 2023-011689)

This letter is in response to your request under the Freedom of Information Act (FOIA), assigned tracking number DON-NAVY-2022-011689, assigned to Naval Facilities Engineering Systems Command, Hawaii for the "Final Phase 2 Remedial Investigation Results Report for Site ST02 Hickam Petroleum, Oils, and Lubricants Pipeline JBPHH Site HP006" case DON-NAVY-2023-011689".

There are a total of 701 pages of responsive documents. The documents address two spills; one spill occurred in 1951 and the second spill occurred in 1989. The remediation reports address how the Navy has been remediating and monitoring the two spills. Portions of Attachment E (Chain of Custody) and Attachment H (Well Abandonment Records) have been partially denied pursuant to FOIA exemption (b)(6) of the Freedom of Information Act, 5 U.S.C. § 552, which protects personally identifiable information. The enclosed documents are provided with redactions. My review included consideration of the "foreseeable harm standard" (i.e., that information which might technically fall within an exemption should not be withheld from a FOIA requester unless the agency can identify a foreseeable harm or legal bar to disclosure). I have determined that releasing a person's signature could negatively put individuals at risk, leaving them potentially vulnerable to identity theft.

In accordance with Navy policy and my determination, the billable amount of \$480 has been paid in full.

You have the right to an appeal. It must be received (i.e., post-marked) within 90 calendar days from the date of this letter. Please provide the Appellate Authority (see below) the following in an envelope marked "FOIA appeal":

- a letter requesting an appeal that explains what you are appealing with any supporting arguments or reasons you think may be worthy of consideration;
- a copy of your initial request;
- a copy of the letter of denial.

Please mail your appeal to:

Department of the Navy,
Office of the General Counsel

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1000 Navy Pentagon, Room 5A532
Washington, DC 20350-1000

Also, please provide me a copy of your appeal letter at:

FOIA Officer, NAVFAC Hawaii
400 Marshall Rd.
JBPHH, HI 96860

If you have any questions, please contact the FOIA coordinator at kelly.a.rickard.civ@us.navy.mil. You may also contact the DON FOIA Public Liaison, Christopher Julka, at christopher.a.julka@navy.mil, (703)697-0031. In addition, the Office of Government Information Services (OGIS) provides a voluntary mediation process for resolving disputes between persons making FOIA requests and the Department of the Navy (DON). For more information, go to <https://www.archives.gov/ogis/about-ogis/contact-information>.

Sincerely,

A handwritten signature in black ink, appearing to read 'J.R. Sullivan', with a long horizontal stroke extending to the right.

J.R. SULLIVAN
Captain, CEC, U.S. Navy
Commanding Officer

Enclosure: 1. Responsive Records